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JOURNAL

OF THE

SENATE

OF THE

STATE OF TENNESSEE,

BEGUN AND HELD AT KNOXVILLE, ON MONDAY, THE
TWENTY-EIGHTH OF MARCH, ONE THOUSAND SEVEN
HUNDRED AND NINETY SIX.

KNOXVILLE:

PRINTED BY GEORGE ROULSTONE, PRINTER TO THE STATE, 1796.

NASHVILLE:

RE-PRINTED BY McKENNIE & BROWN, TRUE WHIG OFFICE.

1852.

**ORDERED TO BE RE-PRINTED BY THE GENERAL ASSEMBLY
OF THE STATE OF TENNESSEE, OF 1851-'2.**

JOURNAL OF THE SENATE

OF THE

STATE OF TENNESSEE.

AT a general assembly begun and held at Knoxville, the 28th day of March, in the year of our Lord one thousand seven hundred and ninety six, and in the twentieth year of American Independence, being the first session of this assembly.

The returning officers of the following counties certified, that the following persons were duly elected to represent the same in this house, to wit :

Tennessee county, James Ford ; Sumner county, James Winchester ; Knox county, James White ; Jefferson county, George Doherty ; Greene county, Samuel Frazier ; Washington county, John Tipton ; Sullivan county, George Rutledge,

Pursuant to which, the following members appeared and were qualified, by taking the oaths prescribed by the constitution of this state, for the qualification of members of the general assembly, to wit :

James Ford, James Winchester, James White, Geo. Doherty, John Clack, Samuel Frazier, John Tipton, George Rutledge.

Mr. White proposed for speaker James Winchester, esq. who was unanimously chosen and conducted to the chair.

Resolved, that Messrs. White, Doherty, Ford, Clack, and Frazier, be a committee of privileges and elections.

Resolved, that the following rules of decorum be observed during the sitting of this house.

1. That no member shall pass between the speaker and the person speaking.

2. Every member shall come into the house with his head uncovered, and shall continue so at all times but when he sits in his place.

3. The speaker having taken the chair, and a majority of the members being present, the clerk shall read the journal of the preceding day, in order that any mistake may be corrected that may have been made in the entries.

4. While the journal or public papers are reading, or when any member is speaking, there shall be no interruption, nor shall any member read any printed paper, but the attention of the members is expected.

5. Every member when he speaks, shall, standing in his place, address himself to the speaker (or chairman) as the case may be, who shall give his attention by naming the member.

6. If two or more members rise to speak, at the same time, the speaker shall determine who shall speak first.

7. When any motion shall be before the house, and not properly understood, the speaker may explain, but shall not attempt, in any such explanation, to sway the house by argument or debate.

8. The speaker, with leave of the house, shall have privilege to speak upon any subject proposed, agreeably to the rules established by the house; provided, he speak before the arguments are gone through.

9. A member digressing from the subject, or using personal observation or reflection, may be called to order by the speaker or chairman, or any member of the house.

10. All motions to be committed to writing and seconded, and handed to the speaker, before the same can be considered in the possession of the house, except a motion of course.

11. No question to be put upon motion, unless seconded.

12. No member to speak more than twice, without leave of the house, to the same question, unless in a committee of the whole.

13. When a question is before the house, no motion shall be received unless for amendment, for the previous question, or to commit or to adjourn.

14. No member to depart the service of the house without leave.

15. It shall be the duty of the speaker (or chairman) to call gentlemen spectators, appearing among the members when in session, by name, to desire them to withdraw to the seats assigned them.

Adjourned till to-morrow, 9 o'clock, A.M.

TUESDAY, MARCH 29, 1796.

MET according to adjournment.

Mr. Alexander Kelly, the member for Blount county appeared, produced his certificate, took the necessary oaths from his qualification, and took his seat.

Francis A. Ramsey was appointed clerk, and Nathaniel Buckingham assistant clerk.

Thomas Bounds was appointed door-keeper.

Mr. White, from the committee of privileges and elections, reported as follows, to wit:

The committee of privileges and elections having taken under their consideration the credentials of the following persons, James Ford, John Clack,

George Rutledge; John Tipton, Samuel Frasier, James White, George Doherty, and James Winchester, are of opinion they are satisfactory.

And also, having taken under our consideration the contest between Joel Lewis and James Maxwell, and having before us the certificates of the returning officers of Davidson county, do report, that from the aforesaid certificates of the returning officers of Davidson county aforesaid, are of opinion, that Joel Lewis is the member duly elected to represent Davidson county in the senate.

JAMES WHITE, Ch.

On motion, resolved, that the above report be concurred with.

Pursuant to which, Mr. Lewis appeared, was qualified and took his seat.

A message from the House of Representatives :

Mr. Speaker and Gentlemen of the Senate,

The House of Representatives is now formed and ready to proceed to the dispatch of public business.

Ordered, that the following messages be sent to the House of Representatives :

Mr. Speaker and Gentlemen of the House of Representatives,

The senate is also constituted and ready to proceed to the dispatch of public business, and propose to meet your house, at such time and place as you may appoint, in order to open and publish the returns of the elections, from the several counties for governor, agreeably to the constitution of this state.

Mr. Speaker and Gentlemen of the House of Representatives,

We propose Messrs. Doherty and Tipton, to act with such gentlemen of your house as you may appoint, as a committee of propositions and grievances.

Received from the House of Representatives the following messages, to wit :

Mr. Speaker and Gentlemen of the Senate,

This house agree with you in the meeting proposed for examining the returns of the elections for governor, and propose to convene in the House of Representatives at half past 12 o'clock.

Mr. Speaker and Gentlemen of the Senate,

The House of Representatives have proceeded to appoint a committee of finance, on the part of this house, to act in conjunction with such of your body as you may think proper to appoint for that purpose, and have appointed Messrs. Rhea, Weakley, Outlaw, Johnston, and Houston.

Sent to the House of Representatives the following message :

Mr. Speaker and Gentlemen,

This house concur with you in appointing a committee of finance, and nominate on the part of this house, Messrs. Lewis and Rutledge, to act in conjunction with the gentlemen by you proposed.

A message from the House of Representatives :

Mr. Speaker and Gentlemen of the Senate,

This house concur with you in appointing a committee of propositions and grievances, and nominate on our part, Messrs. Lewis, Fort, Hender-

son, Newel, and Black, to act in conjunction with the gentlemen by you proposed.

This house adjourned to the house of representatives chamber, for the purpose of opening returns of election, &c.

This house again met in the senate chamber.

After opening the several returns of the elections in the different counties in this state, and the votes being summoned up, appears, that Citizen John Sevier is duly and constitutionally elected governor of this state, which was accordingly announced by the speaker of the senate, in presence of both houses of the general assembly.

Sent to the House of Representatives the following message :

Mr. Speaker and Gentlemen,

The House of Representatives have nominated six members, viz. Messrs. Outlaw, Blair, Cocke, Johnston, Newel, and Fort, to wait on his excellency John Sevier, and request his attendance in the House of Representatives, to-morrow at 12 o'clock, to be qualified agreeably to the constitution of the state of Tennessee,

Mr. Speaker and Gentlemen,

We concur with your last message, and appoint on the part of this house, Messrs. Lewis, Ford, and Kelly, to wait upon his excellency John Sevier, in company with the gentlemen by you appointed, for the purposes by you mentioned. We also concur with you as to the time and place for the qualification of the governor.

Adjourned till to-morrow 9 o'clock, A.M.

WEDNESDAY, MARCH 30, 1796.

THE house met according to adjournment.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

The House of Representatives have appointed a committee to report what bills of a public nature may be necessary to be brought forward this session, to act in conjunction with such of your body as you may appoint for that purpose, and have named on their part, Messrs. Houston, Weakley, Lewis, Rhea, and Gass.

Ordered, that the following message be sent to the House of Representatives :

Mr. Speaker and Gentlemen,

We concur with your message respecting the appointment of a committee, 'to report what bills of a public nature may be necessary to be brought forward this session,' and appoint Messrs. Frazier and Tipton, on the part of this house, to act with the gentlemen by you named.

Mr. President and Gentlemen,

We propose that Messrs. White, Lewis, and Ford, on the part of this house, in company with such gentlemen of your house as you may appoint, wait upon his excellency governor Blount, to inform him of the time and place appointed for the qualification of his successor in office; and also to request his attendance there.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

This house have appointed a committee to act in conjunction with such gentlemen as you may appoint, to prescribe an oath of office, to be administered to the governor of this state, and do appoint Messrs. Lewis, Newel, and Rhea.

Sent to the House of Representatives the following message :

Mr. Speaker and Gentlemen,

We concur with you in appointing a committee to prescribe an oath of office to be administered to the governor; and on the part of this house appoint Messrs. White and Doherty to act in conjunction with the gentlemen by you named for that purpose.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

We propose Messrs. Looney, Black, and Houston, to act with such of your body as may be appointed, to wait on the judges, and request their attendance in the House of Representatives, at 12 o'clock, to qualify the governor.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

We cannot concur with your message respecting the qualification of the governor by the judges, but propose in lieu thereof, that the clerk of the senate administer the oaths to the governor, in presence of both houses of the general assembly.

Received from the House of Representatives the following messages, to wit :

Mr. Speaker and Gentlemen,

This house propose to proceed to the election of the two senators, to represent this state in the congress of the United States; and also, a secretary for this state; and that the senate and house of representatives, do convene in the house of representatives, for that purpose, to-morrow at ten o'clock; and do propose Mr. William Blount, Mr. William Cocke, and Mr. Joseph Anderson, as candidates for the senate, and Mr. William Mac-lin for secretary.

Ordered, that the following message be sent to the House of Representatives :

We concur with your message, as to the time and place for the election by you proposed; and propose Doctor James White to be added to the nomination of candidates for the senate.

Received from the House of Representatives the following message :

Mr. Speaker and Gentlemen,

We concur with your message in appointing a committee to wait on his excellency William Blount, to inform him of the time and place appointed for the qualification of his successor, and name on our part, Messrs. Cantrell, Crawford, Weakley, and Gass.

Also the following :

Mr. Speaker and Gentlemen,

The form of the oath prescribed for the qualification of the governor is

subjoined, which has been agreed to by this house, and hereby forwarded for your concurrence.

The committee to whom was referred the prescribing an oath, for the qualification of the governor, made the following report:

Your committee appointed to prescribe an oath for the qualification of the governor, prescribe the following: All which is submitted.

JOHN RHEA, Chr.

I A. B. do solemnly swear, that I will support the constitution of the United States.—So help me God.

I A. B. do solemnly swear, that I will support the constitution of the state of Tennessee.—So help me God.

I A. B. do solemnly swear, that I will faithfully execute the office of governor of the state of Tennessee, pursuant to the constitution and laws thereof, according to the best of my knowledge and ability. So help me God.

A message from the House of Representatives:

Mr. Speaker and Gentlemen,

We cannot agree with your proposals respecting the qualifying the governor; we still adhere to our former proposals, and request a reconsideration on your part.

Ordered, that the following message be sent to the House of Representatives:

Mr. Speaker and Gentlemen,

Upon reconsideration we concur with your message relative to waiting upon the judges, to request their attendance to qualify the governor; and appoint, on behalf of this house, Messrs. Clack and Rutledge, to accompany the gentlemen by you named for that purpose.

This house adjourned to the representatives chamber.

This house again met.

After the inauguration of his Excellency John Sevier, an address by him was presented to both houses of the general assembly, which was read, and the same ordered be inserted on the journals; also, that a copy thereof to be transmitted to the public printer, that the same may be inserted in the Knoxville Gazette.

The address is as follows, to wit:

Gentlemen of the Senate and House of Representatives,

The high and honorable appointment conferred upon me by the free suffrages of my countrymen, fills my breast with gratitude, which, I trust, my future life will manifest. I take this early opportunity to express, through you, my thanks in the strongest terms of acknowledgement. I shall labour to discharge with fidelity the confidence reposed in me; and if such my exertions should prove satisfactory, the first wish of my heart will be gratified.

Gentlemen, accept of my best wishes for your individual and public happiness: And, relying upon your wisdom and patriotism, I have no doubt but the result of your deliberations will give permanency and success to our new system of government, so wisely calculated to secure the liberty and advance the happiness and prosperity of our fellow-citizens.

JOHN SEVIER.

Adjourned till to-morrow 9 o'clock A. M.

THURSDAY, MARCH 31, 1796.

Met according to adjournment.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

Mr. Conway has moved for leave to withdraw the name of Mr. Joseph Anderson, from the nomination of the senate, which motion this house have agreed to, the same is forwarded to you for your concurrence.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

This house propose to proceed to the election of senators for this state, agreeably to the order of the day ; and have appointed on our part, Messrs. Newel and Fort, to superintend the balloting ; and also propose, that the tickets be counted in presence of both houses ; and that the speaker of the senate pronounce the persons duly elected.

Sent to the House of Representatives the following message :

Mr. Speaker and Gentlemen,

We concur with your message relative to the election, and appoint on the part of this house, Messrs. Lewis and Doherty, to superintend the balloting. Mr. Tipton has moved, and has leave to withdraw the name of Doctor James White from the nomination of candidates for the senate, to which we request your concurrence.

This house adjourned to the chamber of the House of Representatives.

Met again in their own chamber.

The Senate and House of Representatives having convened in the representatives chamber, in pursuance of a resolution of both houses of yesterday, when William Blount and William Cocke were duly and constitutionally elected senators, and so proclaimed by the speaker of the senate—and Wm. Maclin was duly elected secretary of this state, and so announced.

A message from the House of Representatives :

This house propose Messrs. Johnston, Houston, Clack, Newel, and Rhea, a committee to act jointly with such of your body as you may appoint, to prepare an address, to present to Messrs. William Blount and William Cocke, informing them of their being elected to represent this state, in the Congress of the United States.

Sent to the House of Representatives the following messages :

Mr. Speaker and Gentlemen,

We concur with you in appointing a committee to prepare an address to present to the gentlemen who have been elected senators ; and appoint on the part of this house Messrs. Ford and White, to act with the gentlemen by you named for that purpose.

Mr. Speaker and Gentlemen,

We propose that an election by both houses of the general assembly, be held to-morrow morning at ten o'clock, in the representatives' chamber, for three judges for the superior courts in this state ; also for an attorney general, and a treasurer for this state. We put in nomination for judges,

Mr. John M'Nairy, Mr. David Campbell, Mr. Joseph Anderson, and Mr. Archibald Roane; for treasurer, Mr. Nicholas Tate Perkins and Mr. Landon Carter; and for attorney general, Mr. Hopkins Lacy and Mr. William C. C. Claiborne, to which we beg your concurrence.

The house then adjourned until 3 o'clock, p. m.

Met according to adjournment.

Mr. White from the committee appointed to draw an address, to be presented to William Blount and William Cocke, reported, that they have prepared the following:

Citizen WILLIAM BLOUNT, late Governor of the Territory of the United States of America south of the river Ohio,

SIR,

Impressed with the grateful remembrance of your conduct during the time you was governor of the Territory of the United States of America, south of the river Ohio, now the State of Tennessee, the general assembly of the said State, in the name of the people thereof, over whom you formerly presided, embrace the earliest moment to testify to you, their entire approbation of your conduct and attention to promote their happiness, during your continuance in that office, the exercise of which was rendered more difficult and arduous, by the frequent inroads of the neighbouring nations of Indians. We recollect with pleasure, that under your administration, we, as a people have experienced growing energy and encreasing power. That your exertions in subordination to the federal government have been the cause of the present peace, which for some time past, has existed between us and the adjoining Indian tribes, and which, we hope, will long exist, on the principles you have established.

The territorial government now being ended, we will only say in respect thereof, that if the exercise alone of a government, constituted on the principles it was, could render a people happy under it, we should have been so. We rejoice, that while the territorial government has closed with honor to you, it has left us in a state of prosperity and peace.

You are now, sir, called by the unanimous voice of a free people, to represent them in the senate of the United States of America—the highest proof, in their power, to offer of their confidence in your integrity and ability to serve them.

JAMES WHITE, Ch.

Citizen WILLIAM COCKE,

Your fellow citizens have called you to represent them in the Senate of the United States of America. Impressed with recollections of your past conduct, from an early period of the settlement of our common country, they have given you this testimony of the confidence they repose in your integrity and abilities to serve them.

JAMES WHITE, Ch.

Ordered that the following message be sent to the House of Representatives:

Mr. White, from the committee appointed to prepare an address to be presented to Citizens William Blount and William Cocke, who have been elected to represent this state in the senate of the United States, reported, that they have prepared the addresses which accompany this message, with which report this house have concurred, and should you concur with

the report, we appoint on the part of this house Mr. Tipton and Mr. Lewis with such gentlemen as you may appoint to present the said addresses.

Mr. Speaker and Gentlemen,

We propose that a transcript from the journals, relative to the election of senators, be signed by the speakers of both houses of the general assembly, and attested by their clerks, and thence be forwarded to the governor of this state, for his certificate and seal of office, which shall be considered as credentials to the gentlemen who are elected senators, in order to their obtaining seats in the senate of the United States.

Received from the house of representatives the following messages :

Mr. Speaker and Gentlemen,

This house cannot concur with your message concerning the election of judges and other officers to-morrow at ten o'clock. At so early a period this house not having as yet determined if any and what alterations shall be made in the court system, or how many judges, or whether one or more attorneys general, or one or more treasurers.

Mr. Speaker and Gentlemen of the Senate,

We herewith send you a number of papers relative to the treasury department, which are referred on the part of this house to the committee of finance, with which your concurrence is requested.

Mr. Speaker and Gentlemen,

We concur with your message, and the report accompanying it, respecting the addresses to Citizens William Blount and William Cocke, senators in the Congress of the United States ; and appoint on our part, Mr. Outlaw, Mr. Crawford, Mr. Fort, and Mr. Conway, to act with the gentlemen by you proposed.

Adjourned till to-morrow 9 o'clock, A. M.

FRIDAY, APRIL 1, 1796.

MET according to adjournment.

Mr. Tipton, from the committee on public bills, reported as follows :

Your committee appointed to report what bills of a public nature are necessary to be brought forward this session, say, that bills of the following import ought to be introduced, viz :

A bill providing for a public revenue.

A bill providing for the electing of representatives to the Congress of the United States.

A bill providing for the appointment of electors, to elect a President and Vice-President of the United States.

A bill to prevent the wilful and malicious killing of slaves.

A bill providing for the relief of the poor.

A bill for the establishment and regulation of public roads and ferries.

A bill ascertaining the mode of collecting and accounting for public taxes.

A bill establishing a secretary's department.

A bill ascertaining the mode of impeachment and trial of public officers.

A bill for altering the time of holding the several courts of law therein described.

A bill regulating the several officers fees therein mentioned.

A bill to prevent gaming.

JOHN TIPTON, Chr.

Ordered that the following message be sent to the house of representatives :

Mr. Speaker and Gentlemen,

Mr. Tipton, from the committee appointed to report what bills of a public nature are necessary to be brought forward this session, has presented the report which accompanies this message, to which this house have concurred. The committee not having time to go through the business assigned them, beg leave to sit again; they accordingly have leave from this house.

Received from the house of representatives, a bill ascertaining the number of the judges of the superior courts of law and equity, and for fixing their salaries; endorsed, 'Read the first time and passed.'

Which being read, was passed the first time.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

This house propose that the committee of propositions and grievances be also a committee of claims, which is sent to you for your concurrence.

We also send you sundry petitions respecting the division of counties, which have been read, and on the part of this house referred to the committee of propositions and grievances.

Which being read was concurred with.

Sent to the house of representatives the following message :

Mr. Speaker and Gentlemen,

We concur with you in referring the petitions from sundry citizens of Washington and Tennessee counties, to the committee of propositions and grievances; and also that the said committee be a committee of claims, and have added Mr. Ford to the said committee.

A message from the house of representatives :

Mr. Speaker and Gentlemen,

We herewith send you several papers, No. 1, 2, 3, 4, and 5, laid before this house by the governor, which we have referred to a special committee composed on our part of Messrs. Montgomery, Conway, and Blair, who will act jointly with such gentlemen as you may appoint to take into consideration the said papers.

Sent to the house of representatives the following message :

Mr. Speaker and Gentlemen,

We concur with you in referring the papers No. 1, 2, 3, 4, and 5, which accompany your last message, to a special committee, and appoint on the part of this house Mr. Lewis and Mr. White to act with the gentlemen by you named for that purpose.

Received from the house of representatives the following bills :

A bill establishing a treasury department, and

A bill to prevent the wilful and malicious killing of any black person, or person of mixed blood, he or she being a slave.

Which being read, were passed the first time and returned.

Received also the following message :

Mr. Speaker and Gentlemen,

This house concurs with your message, as to that part in which you concur with the report of the committee you mention. We cannot concur with that part which gives leave to said committee to sit again, but propose that they may be considered a standing committee, to sit on their own adjournments, during the session, if they think proper.

The acceptance of Citizen Cocke of his appointment as one of the senators of this state, in the Congress of the United States, was received in writing, which was read, and ordered to be inserted on the journals, and is as follows :

Gentlemen,

I accept of the appointment conferred upon me by the general assembly. It will be my first, my greatest wish to promote the interest of our common country.

The honor of serving a free and enlightened people is truly flattering, and my highest reward will consist in my conduct continuing to meet with their approbation.

Accept, gentlemen, my respects,

WILLIAM COCKE.

James Winchester, S. S.

and

James Stuart, S. H. R.

Received from the house of representatives the following message :

Mr. Speaker and Gentlemen,

We concur with your message of yesterday, which respects the credentials of the senators of this state, in the congress of the United States.

Adjourned until 3 o'clock, P.M.

Met according to adjournment.

Mr. Tipton from the committee, reported, as follows :

Your committee of propositions and grievances, to whom were referred several petitions, do report, that the petition from the county of Tennessee, is reasonable, and ought to be granted. That the petition from the upper end of the county of Washington is reasonable, and ought to be granted.

JOHN TIPTON, Ch.

Which being read was concurred with.

Ordered, that the following message be sent to the House of Representatives :

Mr. Speaker and Gentlemen,

Herewith we send you the report of the committee of propositions and grievances, with which report, this house have concurred.

A message from the house of representatives :

Mr. Speaker and Gentlemen,

This house propose Messrs. Peck, Looney, and Clack a committee to act jointly with such gentlemen as you may appoint, to contract with the printer for public printing.

Mr. Speaker and Gentlemen,

We concur with your message, in appointing a committee to contract

with the printer for public printing ; and appoint on the part of this house Messrs. White and Rutledge, to act with the gentlemen by you named for that purpose.

Received from the house of representatives the following petitions :

A petition of Mr. Joseph Dorris, and a petition from sundry citizens of a place called Tuckaleechee, on Little River, endorsed, ' Referred to the committee of propositions and grievances.' Also a statement of an account by George Gillespie, sheriff of Washington county, endorsed, ' Referred to the committee of claims,' which said petition and account were referred as above.

Received also the following bills :

A bill to amend an act, entitled, ' An act laying a tax for the year 1795,'

A bill providing for the election of representatives to represent this state in the Congress of the United States.

A bill to divide the county of Tennessee into two distinct counties.

A bill to divide the county of Washington into two distinct counties.

Severally endorsed, ' read the first time and passed.'

Ordered, that these bills be read, which being read, were passed the first time and returned.

Adjourned till to-morrow, 10 o'clock, A. M.

SATURDAY, APRIL 2, 1796.

MET according to adjournment.

Sent to the House of Representatives the following message :

Mr. Speaker and Gentlemen,

We propose that a transcript from the journals relative to the election of a secretary for this state, be signed by the speakers of both houses of the general assembly, and attested by their clerks, and be presented to his excellency the governor, that he may commission the secretary who has been elected.

Mr. James White presented a claim for money paid on behalf of the public, which was read and referred to the committee of claims.

Received from the house of representatives,

A bill to ascertain what property within the state shall be taxed for the year 1797,

Endorsed, ' Read the first time and passed.'

Ordered, that this bill be read, which being read, was passed the first time.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

We cannot concur with your message relative to the governor being authorised to commission the secretary, previous to a law being passed, directing the mode of his qualification into office.

Received from the house of representatives :

A bill directing the mode of the qualification of the secretary of state into office, endorsed, ' Read the first time and passed.'

Ordered, that this bill be read, which being read was passed the first time.

Adjourned till Monday 12 o'clock, A. M.

MONDAY, APRIL 4, 1796.

THE house met according to adjournment.

Mr. Tipton from the committee of claims, reported as follows :

Your committee taking under their consideration the claim of George Gillespie, sheriff of Washington county, are of opinion, that the same ought not to be granted.

JOHN TIPTON, Ch.

To which report this house concurred.

On motion of Mr. White, seconded by Mr. Doherty, resolved, that Mr. Ramsey have leave to resign his appointment as clerk to this house, his family being indisposed.

George Roulstone was unanimously appointed clerk in the place of Mr. Ramsey, who has leave to resign.

Received from the house of representatives, the account of Robert Houston, sheriff of Knox county ; endorsed, 'read and referred to the committee of claims ;' which being read, was referred as above and returned.

Adjourned until 3 o'clock, P.M.

Met according to adjournment.

Received from the house of representatives the following bills :

A bill to divide the county of Tennessee into two distinct counties, and

A bill to divide the county of Washington into two distinct counties ; each endorsed, read the second time and passed.

Ordered, that these bills be read, which being read, were amended, passed the second time and returned.

Received also, a bill to suppress excessive gaming.

A bill to repeal an act, entitled, 'An act for the relief of such persons as have been disabled by wounds, or rendered incapable of procuring for themselves and families subsistence in the militia service of this Territory, and providing for the widows and orphans of such as have died,'

Endorsed, 'Read the first time and passed.'

Ordered, that these bills be read, which being read, were passed the first time and returned.

Received also,

A bill directing the mode of the qualification of the secretary of state into office,

Endorsed, 'Read the second time and passed.'

Ordered, that this bill be read, which being read, was passed the second time and returned.

Received likewise,

A bill to prevent the wilful and malicious killing any black person, or person of mixed blood, he or she being a slave, which, on motion of Mr. Lewis, was made the order of the day to-morrow.

Adjourned till to-morrow 9 o'clock, A. M.

TUESDAY, APRIL 5, 1796.

MET according to adjournment.

Mr. Lewis moved for the order of the day, and called up a bill to prevent the wilful and malicious killing of slaves, &c. which was read the second time and passed.

Mr. Tipton, from the committee of propositions and grievances reported as follows :

The committee of propositions and grievances having taken under their consideration, the petition of the inhabitants of that part of Little River, known by the name of Tuckaleechee, report, that the same is reasonable and ought to be granted. JOHN TIPTON, Chr.

Mr. Lewis moved for leave and presented a bill, to amend an act for the promotion of learning in the county of Davidson ; also, a bill concerning oaths ; which were read the first time, passed and sent to the house of representatives.

Mr. Tipton reported as follows :

The committee of claims to whom the claim of James White was referred, against the state, for twenty-two dollars and one third, for apprehending and bringing to Knoxville Love Snowden, report, that the same is reasonable and ought to be allowed. JOHN TIPTON, Chr.

Which being read was concurred with.

Adjourned till 3 o'clock, P.M.

Met according to adjournment.

Mr. Joseph M'Min, the member from the county of Hawkins, appeared, produced his credentials, was qualified, and took his seat.

On motion of Mr. Tipton, the certificates of Mr. M'Min, as senator to represent the county of Hawkins, in the senate of this state, was referred to the committee on elections.

Received from the house of representatives,

A bill to divide the county of Washington.

A bill to divide the county of Tennessee.

Each endorsed, ' read the third time and passed.'

Ordered, that these bills be read, which being read, were passed the third time, and ordered, to be engrossed.

Received also,

A bill directing the mode of electing members of the general assembly.

Endorsed, ' Read the first time and passed.'

And a bill establishing a treasury department.

Endorsed, ' Read the second time and passed.'

Ordered, that these bills be read, which being read, the former was passed the first, the latter the second time, and returned.

Received likewise,

A bill providing for the election of representatives to represent this state in the congress of the United States.

Endorsed, ' read the second time and passed,' which being read, was passed the second time in this house and returned.

Received also,

A bill to preclude persons of a certain description from being admitted

as witnesses, in any civil or criminal case in any court within this state, and

A bill to ascertain the lines between Blount and Sevier counties,
Each endorsed, 'Read the first time and passed.'

Ordered, that these bills be read, which being read, were passed the first time and returned.

Adjourned until to-morrow, 9 o'clock, A. M.

WEDNESDAY, APRIL 6, 1796.

MET according to adjournment.

Mr. Tipton from the committee of propositions and grievances made the following report:

Your committee of claims, to whom was referred the claim of Robert Houston, sheriff of Knox county, having taken the same under consideration, are of opinion, that it ought not to be allowed.

JOHN TIPTON, Ch.

Which being read was ordered to lie on the table.

On motion of Mr. Tipton, sent to the house of representatives the following message:

Mr. Speaker and Gentlemen,

We propose that a committee be appointed to examine engrossed bills, and have for that purpose named Mr. M'Min to act with such gentlemen as you may appoint on your part.

Mr. Frazier moved for leave and presented a bill to amend an act, entitled, 'An act for establishing a militia in the state of North Carolina, which said act is now in force within this state,'

Which was read the first time, passed, and sent to the house of representatives.

Received from the house of representatives, a bill directing the mode of the qualification of the secretary of state into office,

Endorsed, 'Read the third time and passed.'

Which being read, was passed the third time in this house, and ordered to be engrossed.

Received also,

A bill to ascertain the number of judges of the superior courts of law and equity, and for fixing their salaries, &c.

Endorsed, 'Read the second time and passed.'

Which on motion of Mr. White was made the order of the day to-morrow.

Adjourned till 3 o'clock, P.M.

Met according to adjournment.

Received from the House of Representatives the following message:

Mr. Speaker and Gentlemen,

We concur with you in appointing a committee to examine engrossed bills, and name on our part Messrs. Cocke and Conway.

Received from the house of representatives:

A bill, for the appropriation of certain monies therein mentioned,
Endorsed, 'Read the first time and passed.'

Which being read, was passed the first time and returned.

Mr. White moved for leave and presented a bill for the appropriation of certain monies therein mentioned, and for other purposes, which was read the first time and passed.

Received from the house of representatives,

A bill to repeal an act, entitled, 'An act for the relief of such persons as have been disabled by wounds, or rendered incapable of procuring for themselves, &c. subsistence &c.'

Endorsed, 'Read the second time and passed,'

Which being read, was passed the second time in this house and returned.

Received likewise,

A bill concerning oaths,

Endorsed, 'Read the first time and passed,'

Which being read, was amended, passed the second time and returned.

Received also,

A bill directing the mode of electing representatives to represent this state in Congress;

Endorsed, 'Read the third time, amended, and passed.'

Ordered, that this bill be read, which being read, on motion of Mr. Lewis, the following message was sent to the house of representatives:

Mr. Speaker and Gentlemen,

The senate have had before them, the bill, 'Declaring the mode of electing representatives to represent this state in Congress,' and cannot agree to the amendment by you made in the second section of said bill; but adhere to their amendment, to wit: 'The first Thursday of August,' and 'the succeeding day,' they are willing to add: If you agree to this amendment, you will please send two of your members, to see the alterations made. Further, as it respects the second election, the senate propose, that said clause be amended, by adding after the word 'August,' the words, 'and the succeeding day.'

Adjourned till to-morrow 9 o'clock, A.M.

THURSDAY, APRIL 7, 1796.

Met according to adjournment.

Mr. Tipton reported as follows,

Your committee of propositions and greivances, to whom was referred the petition of sundry inhabitants south of French Broad, who live over the line of experiment, are of opinion that the state cannot grant them any relief.

JOHN TIPTON, Ch.

Which being read, was concurred with.

A message from the House of Representatives:

Mr. Speaker and Gentlemen,

We agree to the amendments by you proposed to the bill directing the mode of electing representatives in Congress, and Messrs. Cocke and Looney will attend and see alteration made,

Received from the house of representatives,

A bill to repeal an act, entitled, 'An act for the relief of such persons as have been disabled by wounds, &c.

Endorsed, 'Read the third time and passed.'

Ordered, that this bill be read, which being read, was passed the third time and ordered to be engrossed.

The order of the day being called for by Mr. White, the bill to ascertain the number of judges of the superior courts of law and equity, &c. was read, amended, passed the second time and sent to the house of representatives.

Received from the House of Representatives,

A bill for amendment of the law,

Endorsed, 'Read the first time and passed.'

A bill for the appropriation of certain monies, &c.

Endorsed, 'Read the first time and passed.'

And a bill establishing a treasury department,

Endorsed, 'Read the third time and passed.'

Ordered, that these bills be read, which being read the former was passed the first, the second the second, and the latter the third time, and ordered to be engrossed.

Adjourned till to-morrow 9 o'clock, A. M.

FRIDAY, APRIL 8, 1796.

Met according to adjournment.

Mr. Tipton from the committee of propositions and grievances, reported as follows: Your committee of propositions and grievances, to whom was referred the petition of sundry inhabitants of the counties of Hawkins, Knox, and Jefferson, are of opinion the same is reasonable and ought to be granted.

JOHN TIPTON, Ch.

Which was read and concurred with.

A message from the house of representatives:

Mr. Speaker and Gentlemen,

This house propose to proceed to the appointment of three judges of the superior courts of law and equity; and also two treasurers, one for the districts of Washington and Hamilton, and one for the district of Mero; and that both houses convene in the representatives' chamber, to-morrow at 11 o'clock, for that purpose. We nominate as candidates for judges; Messrs. John M'Nairy, Joseph Anderson, David Campbell, Willie Blount, Archibald Roan, Howell Tatom, and Ephraim Dunlap; and for treasurers, Landon Carter and Nicholas Tate Perkins, for the districts of Washington and Hamilton; and Edmund Gamble, William Black, Robert Searcy, and William Cage, senior, for the district of Mero, and have appointed Messrs. Fort and Lewis to superintend the balloting.

Mr. Lewis moved for leave to withdraw for amendment, the bill for the appropriation of certain monies therein mentioned, and for other purposes, which was granted. Also, the bill concerning oaths, which was also granted.

Mr. White moved for leave, and presented a bill ascertaining a line be-

tween Knox, Jefferson and Sevier counties, which was read the first time and passed.

Adjourned until 3 o'clock, P.M.

Met according to adjournment.

The honorable speaker laid before the house, a letter which he had received from the hon. Wm. Blount, esq., late president of the convention of this state, inclosing several papers, and instructions to Mr. M'Min, who went express to carry the constitution of this state to the secretary of the United States, which being read, was, on motion of Mr. Lewis, referred to the committee of claims, and sent the house of representatives.

Also, a letter from the hon. Wm. Blount, in answer to the communication from the general assembly, signifying his election as a senator, to represent this state in the Congress of the United States, which was read and sent to the house of representatives, and is as follows :

STATE of TENNESSEE.

Mr. Speaker and Gentlemen of the Senate, and

Mr. Speaker and Gentlemen of the House of Representatives,

The entire approbation of the people of my conduct in office by you ratified, is the highest reward I could receive.

Accept, gentlemen, my thanks for the prompt and warm manner in which you have been pleased to convey it to me.

With you, I hope, that the peace which exists between the citizens of the United States and the Indian tribes will long continue, as in peace consists the happiness and prosperity of both parties ; and thus impressed, it shall be my duty, in whatever situation I may be placed, to use my efforts to its preservation.

I feel as I ought, the unanimous call of my fellow-citizens, to represent them in the senate of the United States, and shall devote myself to the promotion of their interests, as far as is consistent with that of the whole body politic, of which they are a part.

Accept, gentlemen, my best wishes for your individual happiness.

(Signed)

WM. BLOUNT.

Received from the House of Representatives :

A bill to ascertain the number of judges of the superior courts of law and equity, and for fixing their salaries, which being read, was amended, and on motion of Mr. M'Min,

Sent to the House of Representatives the following message :

Mr. Speaker and Gentlemen,

The senate upon reading for the third and last time, the bill to ascertain the number of judges of the superior courts of law and equity, and the fixing their salaries, have amended it in the following manner : After the words, *in this state*, in the first section of said bill, they have added, ' Any one or more of whom, are hereby authorised and empowered to hold any of the said courts—And it shall be the duty of each and every of the said judges to attend each and every term : And in case of failure, so to attend without sufficient cause for such failure be shewn, it shall be deemed a misdemeanor in office, for which he or they shall be liable to presentment, indictment, or impeachment ; but judgment, in such cases shall not ex-

tend further, than to removal from office.' If you agree to this alteration, you will please send two of your members to see it made.

Received from the house of representatives :

A bill to provide for the safe keeping of the acts, records, and papers of the State of Tennessee, and for other purposes.

Endorsed, ' Read the first time and passed. '

Also, a bill to suppress excessive gaming.

Endorsed, ' Read the second time, amended and passed. '

Ordered, that these bills be read, which being read, the former was passed the first time, and the latter, on motion, was rejected.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

We cannot concur with the amendment by you proposed to the bill ascertaining the number of judges, &c.

Ordered, that the following message be sent to the house of representatives :

Mr. Speaker and Gentlemen,

The senate propose to meet your house in conference, to-morrow morning at 9 o'clock, in the representatives' chamber, to take into consideration, the bill to ascertain the number of judges, &c. and if possible to adjust the difference.

Received from the house of representatives :

A bill to divide Hawkins and Knox counties, and form a distinct county, by the name of —

And, a bill prescribing the mode of electing militia officers of this state. Each endorsed, ' Read the first time and passed. '

Ordered, that these bills be read, which being read, were passed the first time, and returned.

Received from the house of representatives the two following messages, to wit :

Mr. Speaker and Gentlemen,

We concur with you in the conference by you proposed, to morrow at 9 o'clock.

Mr. Speaker and Gentlemen of the Senate,

We have added Mr. Montgomery to the committee of propositions and grievances.

Adjourned till to-morrow, 9 o'clock, A. M.

SATURDAY, APRIL 9, 1796.

Met according to adjournment.

Received from the house of representatives the following report of the committee of claims :

Your committee to whom was referred the claim of Joseph M'Min, are of opinion, he ought to be allowed two hundred dollars for his services as an express to Philadelphia and back to this place, and no more.

JOHN TIPTON, Ch.

Which being read was concurred with.

Mr. White presented the petition of sundry inhabitants, which was read and referred to the committee of propositions and grievances, and sent to the house of representatives.

On motion, Messrs. Clack and White were added to the committee of propositions and grievances.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

The senate have added Messrs. Clack and White, to the committee of propositions and grievances.

Received from the house of representatives :

A petition from the inhabitants of Jonesborough—and a petition from sundry inhabitants of Jefferson county.

Each endorsed ' Read and referred to the committee of propositions and grievances, which being read, were referred as above.

Mr. Doherty presented a petition from sundry inhabitants of Jefferson county, which being read, was referred to the committee of propositions and grievances, and sent to the house of representatives.

Received from the house of representatives :

A bill to ascertain the line between Blount and Sevier counties.

Endorsed, ' Read the second time, and passed.

Ordered, that this bill be read, which being read, was passed the second time and returned.

Ordered, that the following message be sent to the House of Representatives :

Mr. Speaker and Gentlemen,

The senate have agreed to amend the bill, ' ascertaining the number of judges of the superior courts, ' &c. by striking out from the first section of said bill, all the words after the word *shown*, which are, ' For which he or they shall be liable to presentment, indictment, or impeachment ; but judgment, in such case, shall not extend further than to removal from office. '

The senate have amended said bill, by inserting the following section : ' And be it enacted, That the clerk of each of the said courts shall, each day of any term of any of the said courts, enter on the minutes of said courts, respectively, the name or names of the judge or judges, who shall be present at the meeting thereof: And on failure, it shall be deemed a misdemeanor in office, and. ' The above amendment is intended to be the first part of the section, pointing out the duty of the clerks, of the superior courts, in granting certificates of attendance to the judges. If you agree to the amendments, as now proposed you will please send two of your members to see them made.

A message from the house of representatives :

Mr. Speaker and Gentlemen,

We concur with your last amendments to the bill, ascertaining the number of judges, &c. and name Messrs. Cantrell and Rhea, to see the alterations made.

Which being read,

The bill to ascertain the number of judges of the superior courts of law and equity, and for fixing their salaries, was taken up, read the third time, amended, as proposed, passed, and ordered to be engrossed.

Sent to the House of Representatives the following message :

Mr. Speaker and Gentlemen,

The senate agree to your message of yesterday, for appointing three judges of the superior courts of law and equity, and for two treasurers, except as to the time of meeting, which we propose to be at 3 o'clock this afternoon, and have appointed Messrs. Lewis and Frazier to superintend the balloting.

Adjourned till 3 o'clock, P. M.

Met according to adjournment.

Mr. M'Min from the committee appointed to examine engrossed bills, reported that the following bills were duly engrossed, to wit :

An act directing the mode of qualification of the secretary of state into office.

An act to divide the county of Tennessee into two distinct counties.

And an act to divide the county of Washington into two distinct counties, which were severally signed by the honorable speaker in presence of the house.

Messrs. Lewis and Frazier from the joint balloting for judges and treasurers, reported, that having executed the business of their appointment, they find, on casting up the poll, that John M'Nairy, Archibald Roane, and Willie Blount, are duly and constitutionally elected judges of the superior courts of law and equity, Landon Carter, treasurer for the district of Washington and Hamilton, and William Black, treasurer for the district of Mero.

Received from the house of representatives :

The bill to ascertain the line between the counties of Sevier and Blount. Endorsed, ' Read the second time and passed. '

Ordered, that this bill be read, which being read, was passed the second time and returned.

Mr. Kelly had leave of absence till Wednesday next.

Adjourned till Monday 12 o'clock, A. M.

MONDAY, APRIL 11, 1796.

THE house met according to adjournment.

Sent to the house of representatives the following message :

Mr. Speaker and Gentlemen,

The senate propose that a transcript from the journals of the general assembly respecting the election of the judges of the superior courts of law and equity, be presented to the governor for his information, in order that he may proceed to commission the gentlemen elected, and name Mr. Rutledge on the part of this house, to wait on the governor with the same.

The senate also propose, that a joint committee wait on the gentlemen elected judges, and present them with a transcript from the journals, signed by the speakers, respecting their election; and name on our part Mr. Tipton.

Mr. White, who had leave to withdraw for amendment, the bill to ap-

propriate certain monies & presented the same, which being read, was passed the second time.

Mr. Rutledge presented a petition in favour of Joseph M'Min and James White.

Which was read and concurred with.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

We herewith send you a resolution in favor of Joseph M'Min and James White, with which we request your concurrence.

Received from the House of Representatives the following messages, to wit :

Mr. Speaker and Gentlemen,

We concur with your message, proposing that a transcript from the journals respecting the election of the judges should be presented to the governor, and name on the part of this house, Messrs. Lewis and Cocke, for that purpose. We also name Messrs. Johnson and Fort, to act with the gentlemen by you proposed to wait on the gentlemen elected judges.

Mr. Speaker and Gentlemen,

This house cannot concur with your message respecting the mode of allowing payment to Joseph M'Min and James White.

Mr. Speaker and Gentlemen,

We herewith send you a communication we received this day from the governor, which we have referred to a select committee, and have named for that purpose, Messrs. Rhea, Outlaw, Johnson, and Lewis.

The communication from his excellency John Sevier is as follows, to wit :

Mr. Speaker and Gentlemen of the General Assembly,

Permit me to remark to your honorable body, that our senators are about to proceed to the federal legislature, it may not be inexpedient to remind them of the necessity of taking under consideration, the embarrassed situation claimants of land are under, to those lying south of the line concluded on in the treaty of Holston, and now within the Indian boundary.

In my humble opinion, it is a matter of great public importance, and particularly interesting to the state and to individuals, to either have the Indian claims extinguished, or the adventurers compensated for those lands.

I have no doubt but you will take the premises under due deliberation, and give your senators such instructions as you, in your wisdom, may deem necessary and advisable.

(Signed,)

JOHN SEVIER.

Which being read, the following message was ordered to be returned :

Mr. Speaker and Gentlemen,

The senate concur with you in referring the communication of his excellency the governor, of this day to a select committee, and name Messrs. M'Min, Lewis, Tipton, and Rutledge, on our part.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

We herewith send you a resolution entered into by this house, with which your concurrence is requested.

Resolved, that no bills either of a public or private nature be received after Saturday next.

Which being read, was concurred with.

Mr. Lewis presented a petition from the inhabitants of Jefferson county, which being read, was referred to the committee of propositions and grievances.

Mr. Lewis, who had leave to withdraw for amendment, the bill to amend an act for the promotion of learning in the county of Davidson, presented the same with the amendments, which being read, was passed the second time.

Adjourned till 3 o'clock, P. M.

MET according to adjournment.

Mr. White, who had leave to withdraw for amendment, the bill ascertaining a line between the counties of Knox, Jefferson, and Sevier, presented the same with the amendments, which was read the second time and passed.

Mr. Lewis, who had leave to withdraw for amendment, the bill concerning oaths, presented the same with its amendments, which being read, was passed the third time.

Received from the House of Representatives :

A bill to ascertain the lines between Blount and Sevier counties, endorsed, ' read the third time and passed. '

Ordered, that this bill be read, which being read, was passed the third time, and ordered to be engrossed.

Received from the house of representatives :

A petition from sundry inhabitants of Nashville, and a petition of Andrew Jackson, of Mero district.

Each endorsed, ' Read and referred to the committee of propositions and grievances. '

Which being read, was referred as above.

Received from the house of representatives, the resolution of this house in favor of Joseph M'Min and James White, endorsed, ' non-concurred with. '

Adjourned till to-morrow, 12 o'clock, A. M.

TUESDAY, APRIL 12, 1796.

MET according to adjournment.

Received from the house of representatives, the report of the select committee, appointed to take into consideration the communication of his excellency the governor of yesterday ; endorsed, " concurred with."—Which report is as follows :

Your committee to whom the communication from the governor, relative to the lands south of the line of the treaty of Holston, claimed by grantees

under North Carolina, was referred, do recommend the following resolution :

Resolved, that it be an instruction to the senators and representatives of this state, in the Congress of the United States, to state to that body, that it is essential to the preservation of peace, between the Indian tribes and the United States, that measures be, by them, taken to relieve and quiet the grantees of lands under the state of North Carolina, the possession of which is guaranteed to the Indians by treaty, which claim we wish extinguished, and the claimants put in peaceable possession of their lands.

THOMAS JOHNSON, Ch.

Mr. Tipton from the committee of propositions and grievances made the following reports :

Your committee to whom was referred a petition from the inhabitants of Davidson county, are of opinion, that the same be laid over until the next general assembly.

JOHN TIPTON, Ch.

Your committee to whom was referred the petition of Charles Robertson, esq. of the town of Jonesborough, having taken the same under their consideration, report, that the same ought not to be allowed, for reason of but one signer to said petition.

JOHN TIPTON, Ch.

Your committee to whom was referred several petitions from the inhabitants of Jefferson county, upon several subjects, are of opinion, that all petitions from the inhabitants of said county be laid over until the next general assembly, only such as respect the division of said county.

JOHN TIPTON, Ch.

Received from the house of representatives :

A bill to appropriate certain monies ;

Endorsed, " Read the third time and passed."

Ordered, that this bill be read, which being read, was passed the third time and ordered to be engrossed.

Mr. M'Min moved for leave, and presented the following bill, to wit :

A bill making compensation for the members, clerks and door-keepers of the general assembly, and for defraying other necessary contingencies.

Ordered, that this bill be read, which being read, passed the first time.

Received from the house of representatives :

A bill for establishing a town in Robertson county,

Endorsed, " Read the first time and passed."

Ordered, that this bill be read, which being read, was passed the first time.

Received also,

A bill to amend an act for the promotion of learning in Davidson county.

Endorsed, " Read the second time, amended and passed."

Ordered, that this bill be read, which being read a third time, was amended and passed.

Adjourned until to-morrow 9 o'clock, A.M.

WEDNESDAY, APRIL 13, 1796.

MET according to adjournment.

Mr. M'Min from the committee appointed to examine engrossed bills, reported, that they had examined the following bills, and found them to be truly engrossed, to wit :

An act to appropriate certain monies hereinafter described, an act to repeal an act, entitled, an act for the relief of such persons as have been disabled by wounds, &c. and an act to establish a treasury department.

Mr. White presented a petition from sundry inhabitants of Knox county, which being read, was referred to the committee of propositions and grievances.

Received from the House of Representatives, a petition from sundry inhabitants of Sevier county, endorsed, "Read and referred to the committee of propositions and grievances," which being read, was referred as above.

Received also,

A bill appointing commissioners and trustees, &c.

A bill establishing a town by the name of Palmyra.

A bill to encourage the killing of wolves.

And a bill for amendment of the law respecting public roads and ferries.

Severally endorsed, "Read the first time and passed."

Ordered, that these bill be read, which being read, were passed the first time.

Received from the house of representatives, a remonstrance from David Smith, endorsed, "Read and referred to the committee of claims," which being read, was referred as above.

Received also, a bill for the relief of such persons as have, or may suffer by the loss of the records of the court of equity, for the district of Mero,

Endorsed, "Read the first time and passed."

Ordered, that this bill be read, which being read, was passed the first time.

Received from the house of representatives, the report of the committee of propositions and grievances, on the petition of the inhabitants of Jefferson county, endorsed "Rejected."

The honorable speaker laid before the house, the petition and remonstrance of William Medlock,

Which being read, was referred to the committee of propositions and grievances.

Adjourned till 3 o'clock, P. M.

Met according to adjournment.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

This house have referred the bill ascertaining what property in this state shall be taxed for the year 1797, to a special committee composed on our part of Messrs. Rhea, Lewis and Outlaw, to act jointly with such of your body as you may name for that purpose.

Which being read, the following message was ordered to be returned :

Mr. Speaker and Gentlemen,

The senate concur with you in referring "the bill ascertaining what

property in this state shall be taxed for the year 1797," and name on our part Messrs. Doherty, White, and Rutledge.

Received from the house of representatives :

A bill prescribing the mode of electing military officers of this state,
Endorsed " Read the second time, amended and passed."

Which being read, Mr. Lewis moved for leave to withdraw the same for amendment, which was granted.

Also, the bill directing the mode of electing members of the general assembly, which being read, Mr. M'Min moved for leave to withdraw the same for amendment, which was granted.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

We have added Messrs. Conway, Weakley, and Johnson, to the committee to whom is referred the bill ascertaining what property in this state shall be taxed for the year 1797.

Which was read and concurred with.

Received from the house of representatives,

The bill establishing a town in Robertson county,

Endorsed " Read the second time, amended and passed."

Ordered, that this bill be read, which being read, was passed the second time.

Also, a bill providing for the amendment of the law, &c. endorsed "read the second time, amended and passed."

Ordered, that this bill be read, which being read, was amended and passed the second time.

Received from the house of Representatives,

The petition of sundry inhabitants of Knox county,

Endorsed, " Read and concurred with."

Adjourned till to-morrow 9 o'clock A. M.

THURSDAY, APRIL 14, 1796.

MET according to adjournment.

Mr. White presented the memorial of James Conner, which being read, was referred to the committee of propositions and grievances.

Mr. Tipton from the committee of propositions and grievances made the following reports :

Your committee to whom was referred sundry petitions from the inhabitants of Jefferson county are of opinion, that all petitions relative to said county be laid over until the next general assembly.

JOHN TIPTON, Ch.

Which being read was concurred with.

Your committee to whom was referred the petitions from the inhabitants of Sevier county, are of opinion, that the petitions relative to said county be laid over until the next general assembly.

JOHN TIPTON, Ch.

Which being read, was concurred with.

Received from the house of representatives :

A bill establishing a town by the name of Palmyra,

Endorsed, "Read the second time and passed."

Which being read was passed the second time in this house.

Mr. Lewis, who had leave to withdraw for amendment, a bill prescribing the mode of electing the military officers of this state, presented the same with the amendments, which being read, was passed the second time.

Received from the house of representatives the following message:

Mr. Speaker and Gentlemen,

The house of representatives cannot concur with the report of the committee of propositions and grievances, upon the petitions from Sevier county.

Received also, the petition of Joshua Hadley,

Endorsed, "Read and referred to the committee of propositions and grievances," which being read, was referred as above.

Received also, a bill appointing commissioners to fix on a place to erect a court-house, prison and stocks, in Sevier county,

Endorsed, "Read the first time and passed."

Which being read, was passed the first time in this house.

Received from the house of representatives:

A bill to provide for the safe keeping of the records of the state, endorsed, "read the second time, amended and passed."

Ordered, that this bill be read, which being read, was amended and passed the second time.

Adjourned till 3 o'clock, P. M.

Met according to adjournment.

Received from the house of representatives, a bill appointing commissioners and trustees, &c. in the county of Sumner, endorsed, "read the second time and passed."

Ordered, that this bill be read, which being read, the former was amended and passed the second time, and the latter read the third time, and ordered to be engrossed.

Mr. Lewis moved for leave, and presented a bill for changing the places of holding courts in the county of Jefferson, &c. which being read, was passed the first time.

Adjourned until to-morrow 9 o'clock, A. M.

FRIDAY, APRIL 15, 1796.

MET according to adjournment.

Mr. Tipton from the committee of propositions and grievances made the following reports:

Your committee to whom was referred the petition of Joshua Hadley, consider that the same is reasonable and ought to be granted, and recommend that a bill remitting fines and forfeitures with respect to lands held by non-residents of this state should be passed.

JOHN TIPTON, Ch.

Your committee having taken under consideration the petition from the citizens of Nashville, report generally in favor of the petition.

JOHN TIPTON, Ch.

Your committee to whom was referred the remonstrance of David Smith, are of opinion that the same be laid over until the next general assembly.

JOHN TIPTON, Ch.

Which being read, were concurred with.

Received from the house of representatives :

A bill directing the mode of electing the governor and members of the general assembly, endorsed, "read the second time, amended and passed."

Ordered, that this bill be read, which being read, was amended, and passed the second time.

Received also, a bill for amendment of the law, respecting public roads and ferries, endorsed, "read the second time, amended and passed."

Ordered, that this bill be read, which being read, was amended, and passed the second time.

Received from the house of representatives, the petition of Daniel Rowan, endorsed, "read and referred to the committee of propositions and grievances," which being read, was referred as above.

Mr. M'Min, from the committee to examine engrossed bills, reported, that the act to amend an act, for the promotion of learning in the county of Davidson, was truly engrossed.

Adjourned till 3 o'clock, P. M.

Met according to adjournment.

Mr. Tipton from the committee of propositions and grievances, presented the following reports :

Your committee to whom was referred the petition of Daniel Rowan, are of opinion that the same lie over until the next general assembly.

JOHN TIPTON, Ch.

Your committee to whom was referred a petition relative to distempered cattle, are of opinion that the same is reasonable, and that a bill be brought forward for that purpose.

JOHN TIPTON, Ch.

Your committee have taken under their consideration the memorial of James Conner, are of opinion that it is reasonable, and that a bill for his relief be brought forward.

JOHN TIPTON, Ch.

Received from the house of representatives :

A bill appointing commissioners and trustees, &c.

A bill establishing a town by the name of Palmyra,

Each endorsed, "read the third time, amended and passed."

Ordered, that these bills be read, which being read, were passed the third time, and ordered to be engrossed.

Received also, a bill to encourage the killing of wolves, endorsed, "read the second time, amended and passed."

Ordered, that this bill be read, which being read, was rejected.

Received also, a bill to repeal an act to regulate the several officers fees therein mentioned, &c. endorsed, "Read the first time and passed," which being read was passed the first time and returned."

Adjourned till to-morrow 10 o'clock, A. M.

SATURDAY, APRIL 16, 1796.

Met according to adjournment.

Mr. White moved for leave and presented a bill to repeal part of the sixth section of an act, entitled, an act ascertaining what property in this state shall be deemed taxable, &c. which being read was passed the first time.

Mr. Tipton, from the committee of propositions and grievances, presented the following report.

Your committee to whom was referred the remonstrance of Andrew Jackson, are of opinion, that a reasonable compensation from the time of the organization of the Territorial government, until the year 1796, is reasonable, and ought to be granted.

JOHN TIPTON, Ch.

Which being read, was concurred with.

Received from the house of representatives, a bill imposing a fine on persons who publicly deny the being of a God, and a future state of rewards and punishments, &c. endorsed, read the second time and passed.

Ordered, that this bill be read, which being read, was, on motion, rejected.

Received from the House of Representatives a bill to repeal the forty-eighth section of an act, passed at Edenton in the year 1741, entitled, "An act concerning servants and slaves," endorsed, read the first time and passed.

Ordered, that this bill be read, which being read was passed the first time and returned.

The house adjourned till 3 o'clock, P.M.

Met according to adjournment.

Received from the House of Representatives a bill for changing the place of holding courts in the county of Jefferson, &c. and a bill to prevent the obstruction of the navigation of Red River, each endorsed, read the first time and passed.

Ordered, that these bills be read, which being read the former was, on motion, rejected, and the latter passed the first time.

Mr. Ford moved for leave and presented a bill for the payment of the several salaries therein mentioned, which was read the first time and passed.

Mr. M^rMin moved for leave and presented a bill to repeal the fourth section of an act passed at Knoxville, the 29th day of September, 1794, entitled, an act to amend an act establishing courts of law, &c. which was read the first time and passed.

Received from the house of representatives, the bill to establish the town of Maryville, &c. endorsed "Read the first time and passed."

Ordered, that this bill be read, which being read, was passed the first time.

Mr. Rutledge moved for leave and presented a bill for altering the place of holding the courts of law and equity in the district of Washington, &c. which being read, was passed the first time.

Received from the house of representatives, a bill ascertaining the number of attornies general, &c. and

And a bill making compensation to Andrew Jackson, each endorsed, "Read the first time and passed."

Ordered, that these bills be read, which being read, were passed the first time.

Adjourned till Monday 10 o'clock, A. M.

MONDAY, APRIL 18, 1796.

THE house met according to adjournment.

Received from the house of representatives, a bill to appoint commissioners to contract for the building of a court house, &c. in the county of Montgomery, and a bill to appoint commissioners for regulating the town of Jonesborough, each endorsed, read the first time and passed.

Ordered, that these bills be read, which being read were passed the first time.

Received also, a bill to divide Hawkins and Knox counties, endorsed, read the second time, amended and passed.

Ordered, that this bill be read, which being read, was amended and passed the second time.

Received also, a bill establishing courts of pleas and quarter sessions, in the different counties in this state, &c.

A bill to amend an act entitled "an act to regulate the discent of real estates, to do away entails, &c. endorsed, read the first time and passed.

Ordered, that these bills be read, which being read were passed the first time.

Received also, a bill to amend an act establishing a town on Cumberland river, at the place called the Bluff, and a bill providing for the payment of the several salaries therein mentioned.

Ordered, that these bills be read, which being read the former was passed the first time, and the latter on motion of Mr. White withdrawn for amendment.

Received from the House of Representatives the following message :

Mr. Speaker and Gentlemen,

This house propose, that the committee appointed to contract with the printer, do engage him to print five hundred blank commissions for militia officers, and fourteen blank commissions, to be each filled up with the names of justices of the peace, in each county, respectively, which is sent to you for your concurrence.

Which being read, the following message was ordered to be returned,

Mr. Speaker and Gentlemen,

The Senate concur with your message so far as it respects the printing the militia commissions, and propose that the number to be printed be increased to one thousand.

Received from the house of representatives, a bill to repeal an act, entitled "an act to alter the mode of punishing horse stealing," &c. endorsed "Read the first time and passed."

Ordered, that this bill be read, which being read, was passed the first time.

Received also the bill to establish the town of Maryville; endorsed, "Read the second time and passed."

Ordered, that this bill be read, which being read, was amended, and passed the second time.

Received also, a bill for the safe keeping of the records of the state.

Endorsed, "Read the third time, amended and passed."

Ordered, that this bill be read, which being read, was passed the third time and ordered to be engrossed.

Adjourned till 3 o'clock, P. M.

MET according to adjournment.

Received from the house of representatives,

A bill to repeal the fourth section of an act, passed at Knoxville the 29th day of September, 1794, entitled, "an act to amend an act, establishing courts of law, and for regulating the proceedings therein," endorsed, "read the first time and passed."

Ordered, that this bill be read, which being read, was, on motion, rejected.

Received also,

A bill for the relief of such persons as have or may suffer by the loss of the records of the court of equity for the district of Mero, endorsed, "read the second time, amended and passed."

Received likewise, a bill for the amendment of the laws respecting public roads and ferries,

Endorsed, "Read the third time, amended and passed."

Ordered, that these bills be read, which being read, were passed, the former the second and the latter the third time, and ordered to be engrossed.

Adjourned till to-morrow 9 o'clock, A. M.

TUESDAY, APRIL 19, 1796.

Met according to adjournment.

Mr. Doherty who had leave of absence since Saturday last, appeared and took his seat.

Mr. White who had leave to withdraw for amendment, the bill ascertaining a line between Knox, Jefferson and Sevier counties, presented the same with its amendments, which being read, was passed the third time.

Mr. White who had leave to withdraw for amendment, the bill to provide for the payment of the several salaries therein mentioned, presented the same with its amendments, which being read, was passed the second time.

Received from the House of Representatives,

A bill establishing courts of pleas and quarter sessions, in the different counties in this state, &c. endorsed, "read the second time and passed."

Received also, a bill for the amendment of the law, respecting writs of error, &c. endorsed "read the second time, amended and passed."

Received likewise, a bill for altering the place of holding the superior courts of law, &c. for Washington district, endorsed, read the first time and passed.

Ordered, that these bills be read, which being read, were, on motion, rejected:

Adjourned till 3 o'clock, P. M.

Met according to adjournment.

Received from the house of representatives :

A bill prescribing the mode of electing the military officers of this state, Endorsed, "read the third time, amended and passed."

Ordered, that this bill be read, which being read, was amended ; whereupon,

Ordered, that the following message be sent to the house of representatives :

Mr. Speaker and Gentlemen,

The senate have read for the third and last time, "A bill prescribing the mode of electing the military officers of this state," and have amended it as follows : To the 9th section they have added the following clause :— "Which election the senior officer present shall superintend ; and if two or more of the candidates are equal and highest in votes, such two or more shall decide by lot who shall be the brigadier general ; And the said senior officer shall, under his hand, certify the same to the governor, who shall commission such person accordingly.

The senate have added as the 13th and last section, the following : "Be it enacted, that when vacancies shall happen by death, resignation, or otherwise ; in the grade of major general, the governor shall issue his orders for an election, to fill up said vacancy, giving sixty days notice thereof. If in the grade of brigadier-general, the major-general shall, in like manner issue his orders for an election. If in the grade of lieutenant-colonel commandant or major, the brigadier-general shall, in like manner, issue his orders for an election. If in the grades of captain, lieutenant, ensign, or cornet, the commanding officer of such regiment or corps in which said vacancy may happen, shall, in like manner, issue his orders to fill up such vacancy. And the said elections shall be held at the same places, and under the same rules and restrictions that are herein before directed."

If you should agree to these amendments, you will send two of your members to see them made.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

This house concur in the amendments by you proposed to the bill prescribing the mode of electing military officers of this state, and name Mr. Johnson and Mr. Weakley to see them inserted,

Which being read, the bill prescribing the mode of electing military officers of this state was taken up, passed the third time, and ordered to be engrossed.

Received from the house of representatives :

A bill directing the mode of petitioning the general assembly for the di-

vision of counties and removal of court-houses, endorsed, read the first time and passed.

Ordered, that this bill be read, which being read, was passed the first time.

Adjourned till to-morrow, 9 o'clock, A. M.

WEDNESDAY, APRIL 20, 1796.

MET according to adjournment.

Mr. M'Min from the committee appointed to examine engrossed bills, reported the following duly engrossed, viz :

An act directing the mode of electing representatives to represent this state in the Congress of the United States.—An act to ascertain the lines between Blount and Sevier counties.—An act establishing a town in Robertson county, by the name of Springfield. An act for the amendment of the law respecting public roads and ferries.—An act providing for the safe keeping of the acts and records of this state.—An act establishing a town by the name of Palmyra.—And an act appointing commissioners and trustees, the former to fix on a place in the county of Sumner, and the latter to purchase the land, erect a court house, prison and stocks, and establish a town thereon:

Received from the House of Representatives, a bill for the relief of such persons as may suffer by their grants, deeds, and mesne conveyances, not being registered, &c. endorsed, read the first time and passed.

Ordered, that this bill be read, which being read, was passed the first time.

Received also, a bill to regulate the descent of real estates, &c. and a bill appointing commissioners to contract for the building a court house, prison and stocks in Montgomery county, each endorsed, read the second time and passed.

Ordered, that these bills be read, which being read were passed the second time.

Received from the house of representatives, a bill for the relief of such persons as have or may suffer by the loss of the records of the court of equity of Mero district, endorsed, "read the third time, amended and passed." And

A bill to repeal the forty-eighth section of an act, passed at Edenton in the year 1741, entitled, "An act concerning servants and slaves," endorsed, read the second time and passed.

Ordered, that these bills be read, which being read, the former was passed the third time and ordered to be engrossed, and the latter on motion, rejected.

Also, a bill to repeal an act to regulate the several officers fees therein mentioned, &c. endorsed, read the second time, amended and passed.

Ordered, that this bill be read, which being read, was amended, and passed the second time.

Received also, a bill to establish the town of Maryville, endorsed, read the third time and passed.

Ordered, that this bill be read, which being read, was passed the third time, and ordered to be engrossed.

Received also, a bill ascertaining the number of attornies general, fixing their salaries, &c. and a bill to appoint commissioners for regulating the town of Jonesborough, endorsed, read the second time, amended and passed.

Ordered, that this bill be read, which being read, was amended and passed the second time.

Adjourned till 3 o'clock, P. M.

Received from the house of representatives, a bill directing the mode of electing the governor and members of the general assembly, endorsed, read the third time, amended and passed.

Ordered that this bill be read, which being read was passed the third time and ordered to be engrossed.

Received also, a bill to ascertain what property in this territory shall be deemed taxable, &c. endorsed, read the first time and passed.

Ordered, that this bill be read, which being read, was amended and passed the second time.

Received from the house of representatives, a bill to divide Hawkins and Knox counties, endorsed, read the third time, amended and passed.

Ordered, that this bill be read, which being read, the following message was ordered to be sent to the house of representatives :

Mr. Speaker and Gentlemen,

The senate have read for the third and last time, the bill to divide Hawkins and Knox counties, and have added the following clause to the last section, to wit : " Provided, nothing herein contained, shall be construed so as to give said county of Grainger separate elections for governor and members of the general assembly ; but the inhabitants of said county shall be entitled to suffrage in the county from which they were taken, until the first enumeration be made. If you agree to this amendment, you will please send two of your members to see it made.

Received from the house of representatives the following message :

Mr. Speaker and Gentlemen,

We concur with your proposed amendment to the bill for the division of Hawkins and Knox counties, and name Mess. Henderson and Menefee to see the alterations accordingly made.

Which being read, the bill for the division of Hawkins and Knox counties, was read, amended, passed the third time, and ordered to be engrossed.

On motion of Mr. Lewis, and seconded, Mr. M'Min had leave to absent himself from the service of this house during the remainder of this session.

On motion, Mr. Lewis was appointed to examine engrossed bills, in the room of Mr. M'Min, who has leave of absence.

Ordered, that the following message be sent to the house of representatives :

Mr. Speaker and Gentlemen,

The senate have appointed Mr. Lewis to examine engrossed bills on the part of this house, in the room of Mr. M'Min, who has leave of absence.

Adjourned till to-morrow 9 o'clock, A. M.

THURSDAY, APRIL 21, 1796.

MET according to adjournment.

Received from the house of representatives, a bill to amend an act establishing a town on Cumberland river, at the place called the Bluff, and a bill for the relief of such persons as have or may suffer by their grants, &c. not being registered, endorsed, read the second time and passed.

Ordered, that these bills be read, which being read were amended and passed the second time.

Received also, a bill to appoint commissioners to contract for building a court house, &c. in the county of Montgomery, endorsed, "Read the third time and passed."

Ordered, that this bill be read, which being read, was passed the third time and ordered to be engrossed.

Received from the house of representatives a bill providing for the appointment of electors, to elect a President and Vice President of the United States, and a bill making provision for mistakes in surveys of land, each endorsed, "Read the first time and passed."

Ordered, that these bills be read, which being read, were passed the first time.

Received also, a bill to amend an act entitled an act to regulate the descent of real estates &c. endorsed, Read the third time and passed.

Ordered, that this bill be read, which being read, was passed the third time, and ordered to be engrossed.

Received also, a bill making compensation to the members, clerks and door keepers of the general assembly, &c. endorsed read the first time and passed.

Ordered, that this bill be read, which being read, was passed the second time.

Received also, a bill ascertaining the number of attornies general, &c. endorsed, read the third time, amended and passed.

Ordered, that this bill be read, which being read, was amended, and the following message ordered to be sent to the House of Representatives :

Mr. Speaker and Gentlemen,

The senate have read, for the third and last time, the bill ascertaining the number of attornies general, &c. and have amended the same by striking out the word 'forty,' and inserting in lieu thereof, 'thirty,' in the compensation to the said attornies. If you agree to this amendment, you will please send two of your members to see it made.

To which message the following answer was received from the house of representatives :

Mr. Speaker and Gentlemen,

This house cannot concur with the amendment by you proposed, to the bill ascertaining the number of attornies general, &c.

Received from the house of representatives :

The bill to repeal an act to regulate and ascertain the several officers fees &c.

Endorsed, 'Read the third time, amended, and passed.'

Ordered, that this bill be read, which being read, was passed the third time and ordered to be engrossed.

Adjourned till 4 o'clock, P. M.

THE house met according to adjournment.

Received from the house of representatives :

A bill for the appropriation of certain monies, &c.

Endorsed, 'Read the second time, amended, and passed.'

Ordered, that this bill be read, which being read, was passed the third time.

Received from the house of representatives :

A bill directing the mode of petitioning the general assembly for the division of counties, and the removal of court houses.

Endorsed, 'Read the second time, amended, and passed.'

Received also, the bill to regulate the town of Jonesborough, endorsed, 'read the third time, amended, and passed.'

Ordered, that these bills be read, which being read, the former was passed the second time, and the latter the third time, and ordered to be engrossed.

This house having rescinded their amendment to the bill ascertaining the number of attornies general, &c. the same was passed the third time, and ordered to be engrossed.

Received from the House of Representatives :

A bill to prevent the obstruction of the navigation of Red River.

Received also, a bill to repeal part of the 6th section of an act, 'entitled, an act ascertaining what property in this Territory shall be deemed taxable, &c.

Each endorsed, 'Read the second time, amended, and passed.'

Ordered, that these bills be read, which being read, were amended, and passed the second time.

Adjourned till to-morrow 10 o'clock, A. M.

FRIDAY, APRIL 22, 1796.

MET according to adjournment.

Mr. Lewis from the committee appointed to examine engrossed bills, reported that the following were duly engrossed, viz.

An act prescribing the mode of electing the military officers of this state.—An act to ascertain a line between the counties of Knox, Jefferson, and Sevier.—An act appointing commissioners to contract for the building a court house, prison, and stocks, in the county of Montgomery, at Clarksville. An act for the appropriation of certain monies therein mentioned, and for other purposes.—An act for the relief of such persons as have or may suffer by the loss of the records of the court of equity for the district of Mero.—An act to amend an act entitled an act to regulate the descent of real estates, &c.—And an act for erecting part of the county of Hawkins and part of the county of Knox into a separate and distinct county.

Mr. White from the committee appointed to contract with the printer for the public printing, reported, they have agreed with him as follows :

For every sheet of the laws, containing sixteen pages, eight and one-third cents.

For every sheet of the journals of the assembly containing sixteen pages, sixteen and two-third cents.

For every quire of commissions three dollars.

JAMES WHITE, Ch.

Which being read, was concurred with.

Received from the house of representatives, a bill to amend an act establishing a town on Cumberland river, at the place called the Bluff, endorsed, read the third time and passed.

Ordered, that this bill be read, which being read, was passed the third time, and ordered to be engrossed.

Received from the house of representatives the following message.

Mr. Speaker and Gentlemen,

This house propose a committee to estimate the expense of this session of assembly, and have nominated Messrs. Henderson, Johnson, Weakley, and Fort, to act with such gentlemen as you shall appoint, and that the estimate shall be made up until Saturday next inclusive, and no longer.

Which being read, the following answer was returned :

Mr. Speaker and Gentlemen,

The senate concur with your message rejecting the making up the estimate, so far as to appoint a committee, and name Messrs. White and Lewis, for that purpose.

Received from the house of representatives :

A bill making provision for mistakes in surveys of land, endorsed, 'Read the second time, and passed.'

Ordered, that this bill be read, which being read, was amended, and passed the second time.

Received also,

A bill providing for the appointment of electors, to elect a President and Vice President of the United States, endorsed, read the second time, amended, and passed.

Ordered, that this bill be read, which being read, was amended, and passed the second time.

Received from the house of representatives the following message :

Mr. Speaker and Gentlemen,

This house have appointed the following persons justices of the peace for the several counties hereafter mentioned :

For the county of Blount.—Andrew Bogle, Joseph Black, William Davidson, Andrew Miller, William Lowry, George Ewing, William Wallace, Samuel Houston, James Greenaway, Mathew Wallace, William Hamilton, John Cochran, John Tremble, Thomas Galahor, and John Wallace.

For the county of Carter.—Nathaniel Taylor, David M'Nabb, Landon Carter, Andrew Greer, Zachariah Campbell, Guthridge Garland, John Vaught, Joseph Sands, and Reuben Thornton.

For the county of Davidson.—James Robertson, James Mulherin, Thomas Molloy, John Nichols, Thomas Smith, Joseph Phillips, Samuel Barton, James Hoggatt, Robert Hays, Elijah Robertson, and John Gordan.

For the county of Grainger.—Thomas Henderson, Elijah Chisum, James Blair, John Estis, Phelps Reed, Benjamin M'Carty, James Moore, John Bowen, John Kedwell, John Simms, William Thompson, and Major Lea.

For the county of Greene.—Joseph Hardin, sen. John Wear, Elisha Baker, John Newman, sen. John Morris, Hugh Neilson, William Rankin, Joseph Lusk, Thomas Gillis, Alexander Galbreath, James Penny, Hugh Brown, James Hays, Mathew Cox, James Mahan, Thomas Praetor, David Copelane, James Anderson, Samuel Wilson, and William Wilson.

For the county of Hawkins.—George Maxwell, John Long, Nathaniel Henderson, William Armstrong, Joseph M'Min, Alexander Nelson, Thomas Jackson, John Gordon, David Larkin, James Berry, Mark Mitchell, Thomas Lea, James Lathim, William M'Carty, James Armstrong, Benoni Caldwell, Absalom Looney, John Mitchell, and David Kinkead.

For the county of Jefferson.—George Doherty, James Roddy, Josiah Jackson, Thomas Snoddy, Garret Fitzgerald, Parmenas Taylor, John Blackburn, Andrew Henderson, Abednigo Inman, John M'Nabb, Abraham M'Coy, Adam Peck, William Cox, James Wilson, William Lillard, David Stuart, Ebenezer Leath, Joseph M'Culla, Samuel Jack, Adam Meek, George Evans, James Lea, Alexander Outlaw, and John Goore.

For the county of Knox.—James White, Joseph Greer, John M'Clellan, John Adair, George M'Nutt, John Hacket, David Campbell, John Menefee, Nicholas Gibbs, John Sawyers, Samuel Doke, James Cozby, Samuel Flanagan, Jeremiah Jack, and William Doke.

For the county of Montgomery.—George Bell, Robert Duning, Amos Bird, Morgan Brown, Robert Nelson, George Nevills, William Prince, Robert Prince, Haydon Wells, Timothy Anderson, and William Mitcheson.

For the county of Robertson.—William Fort, Isaac Phillips, Charles Miles, William Miles, Benjamin Menefee, John Phillips, Martin Duncan, Bazel Bowen, Hugh Henry, Zabulon Hubbard, and James Crabtree, sen.

For the county of Sullivan.—Samuel Smith, John Anderson, Joseph Wallace, John Scott, David Perry, George Vincent, William Delany, William King, Robert Ailison, John Vance, William Nash, Richard Gammon, James Gains, George Rutledge, Samuel M'Corkle, John Spurgin, Walter Johnson, Robert Easley, John Yancey and James King.

For the county of Sumner.—David Wilson, Thomas Donald, James Winchester, James Reese, Edward Douglass, William Cage, Stephen Cantrel, Isaac Walton, Thomas Martin, James Guin, Withral Lattimore, James Douglass, and David Shelby.

For the county of Sevier.—John Clack, William Henderson, jun. Robert Calvert, Joshua Gest, Abraham M'Clery, Andrew Cowen, Joseph Vance, Robert Pollock, Adam Wilson, James Riggin, Alexander Montgomery, Jesse Griffin, James D. Puckett, and Isam Guin.

For the county of Washington.—James Stuart, John Tipton, John Wear, John Adams, John Strain, Henry Nelson, Joseph Young, Joseph Crouch, William Nelson, Robert Blair, John Norward, Jesse Payne, Isaac Depugh, Charles M'Cray, Samuel Wood, Jacob Brown, John Alexander, John Hammer, and Joseph Britton.

Received from the house of representatives the following message :

Mr. Speaker and Gentlemen,

We herewith send you a message received this day from the governor, which has been referred on the part of this house to a special committee, composed of Mr. Lewis, Mr. Rhea, and Mr. Menefee.

Which message is as follows :

Mr. Speaker and Gentlemen of the General Assembly,

Your session is now near a close, the safety and protection of the frontiers requires your serious consideration. Tranquility, amity, and mutual friendship with the neighbouring tribes, is the principal means of securing the same.

Permit me to remind your honorable body of the deplorable condition our frontier citizens would be plunged into, should this country unhappily again be involved in a war with a savage nation. The calamities of the last, are recently in our memory, and the spoils and ravages occasioned thereby, are daily presented before us.

The rapid emigration into our state is truly flattering ; but a single hostility might be the means of occasioning the prospect wholly to vanish and cease. Many thousands have moved to our government, not many are wealthy, their resources small, and their wants great ; and were they reduced to the melancholy dilemma, of entering into forts and blockhouses, I am assured their condition would be distressing and painful in the extreme.

Let me remark to you, gentlemen, and I make no doubt you will coincide with me in opinion, that a few years peace would be the most legal and eligible mode to reduce our neighbouring tribe to reason and good order.

The present appearances of Indian affairs have a pacific colour, and should proper methods be adopted by your legislative interposition, so as to prevent violation and encroachment, I have no doubt but peace will abound throughout the government.

One thing more, I beg leave to observe, it is well known to you, that the brave officers and privates, that composed the army, who performed the last campaign, are still unpaid, from which circumstances many of our citizens are much embarrassed and disappointed on the occasion.

I have lately been advised to go forward to the war office personally, to state the expediency and authority that caused and produced the campaign. Now, if the present session of Congress should fail to make provision for the payment, I wish to know the sense of the assembly, whether I might be permitted, or not, to go forward at the time of the next session, to lay the same before Congress. It will be a journey attended with much fatigue and expence ; but nevertheless, I feel it my indispensable duty to give every aid and assistance in my power, to have the officers and privates duly compensated for their hazardous and toilsome services.

I have the honor to be, gentlemen,

With due respect,

Your obedient servant,

JOHN SEVIER.

Which being read, the following message was ordered to be sent to the house of representatives :

Mr. Speaker and Gentlemen,

The senate concur with you in referring the communication of the governor to a special committee, and have named Messrs. Tipton, and Doherty for that purpose.

Received from the house of representatives,

A bill directing the mode of petitioning the general assembly for the division of counties and removal of court-houses.

Ordered, that this bill be read, which being read, was passed the third time and ordered to be engrossed.

Received from the House of Representatives, a bill for the relief of such persons as may suffer by their grants, deeds, and mesne conveyances, not being registered, &c. endorsed, read the third time, amended, and passed.

Ordered, that this bill be read, which being read, was on motion, rejected.

Ordered, that the following message be sent to the house of representatives:

Mr. Speaker and Gentlemen,

The senate concur with you in the appointment of the justices of the peace in this state, except the following:

In the county of Greene, Samuel Dunwoody is appointed in the room of Joseph Lusk, and the name of James Mahan left out of the appointment.

In the county of Sevier, James M'Mahan is appointed in the room of James D. Puckett.

Received from the house of representatives the following message:

Mr. Speaker and Gentlemen,

This house do not concur with the alterations by you made in the nominations of justices, except as to the name of James Mahan.

Received from the house of representatives:

A bill to prevent the obstruction of the navigation of Red River.

Endorsed, 'read the third time, and passed.'

Ordered, that this bill be read, which being read, was passed the third time, and ordered to be engrossed.

Ordered, that the following message be sent to the house representatives:

Mr. Speaker and Gentlemen,

The senate propose meeting you this afternoon in your chamber, for the purpose of electing four electors of President and Vice-President of the United States, and three attorneys general.

Received from the House of Representatives, a bill to provide for the payment of the several salaries therein mentioned,

Endorsed, 'read the second time, amended, and passed.'

Ordered, that this bill be read, which being read, was passed the third time.

Ordered, that the following message be sent to the house of representatives:

Mr. Speaker and Gentlemen,

The senate propose the following gentlemen as electors of President

and Vice President of the United States, viz: Messrs. Claiborne, Joseph Anderson, Joseph Greer, Griffith Rutherford, Charles M'Clung, Hugh Neilson, and John Anderson.

For attorney general in the district of Washington, Messrs. Hopkins Lacy, John Shields, and John Sevier.

For the district of Hamilton, Messrs. Thomas Grey, John Lowrey, and James Reese.

For the district of Mero, Messrs. Howell Tatom and Isam Parker.

A message from the house of representatives :

Mr. Speaker and Gentlemen,

We concur with your messages respectively, concerning the balloting for electors to elect a President and Vice President of the United States, and for attorneys general. We have added Daniel Smith to the nomination for electors, and have appointed Mr. Fort and Mr. Menefee to superintend the balloting.

A message from the House of Representatives :

Mr. Speaker and Gentlemen,

The senate propose Messrs. Lewis and Frazier to superintend the balloting for electors of President and Vice-President of the United States, and attorneys general.

Mr. Lewis and Mr. Frazier, from the committee appointed to superintend the balloting for electors to elect a president and vice-president of the United States, and three attorneys general, reported as follows :

That Joseph Greer, Daniel Smith, Hugh Neilson, and Joseph Anderson, were duly and constitutionally elected electors of president and vice-president of the United States—and that Hopkins Lacy was elected attorney general for Washington district—John Lowrey, attorney general for Hamilton district—and, Howell Tatom, attorney general for the district of Mero.

Adjourned till to-morrow, 9 o'clock, A. M.

SATURDAY, APRIL 23, 1796.

Met according to adjournment.

Mr. Lewis, from the committee appointed to examine engrossed bills, reported that the following bills were duly engrossed :

An act to repeal an act to regulate the several officers fees therein mentioned, &c. and an act directing the mode of electing the governor and members of the general assembly.

Received from the House of Representatives :

The bill making provision for mistakes in surveys of lands, and

A bill providing for the appointment of electors to elect a President and Vice-President of the United States,

Each endorsed, 'read the third time, amended, and passed.'

Ordered, that these bills be read, which being read, were passed the third time, and ordered to be engrossed.

Received also, a bill making compensation to the members, clerks and door keepers of the general assembly, &c. endorsed, read the second time amended, and passed.

Ordered, that this bill be read, which being read, was amended, and passed the third time.

Received from the house of representatives; the report of the committee appointed to contract with the printer for the public printing, endorsed, read and concurred with.

Received from the house of representatives the report of the committee appointed to take into consideration the message of the governor; endorsed, concurred with.

Which is as follows :

Mr. Rhea from the committee reported as follows :

Your committee to whom was referred the communication from the governor, are of opinion, that an address of the following import be sent to him.

SIR,

The general assembly are, with you, fully sensible, that every attention ought to be paid to the preservation of peace between the frontiers and the neighbouring Indians, and that mutual amity and intercourse should be preserved. It is the hope of this general assembly that no hostilities will by any of the citizens of this state be committed against the Indians. And should the Indians again offer violence, and commence war against the people of this state, the general assembly declare their confidence in the general government, that the people will be protected.

This general assembly are of opinion, that altho' the payment of the officers and soldeirs alluded to, is of importance; yet the absence of the governor from the state might be attended with consequences not pleasing, and think that it will be the duty of the senators and representatives from this state in Congress, to whom the governor will write on that subject, to procure an adjustment and payment of what money may be due on account of that expedition.

With you we join in saying, that peace is a most desirable object for the people of this state; their safety and population on it do depend. With you it is to take care, that the citizens of this state commit no encroachments upon the Indians; that the conditions of the treaty of Holston be preserved inviolate on the part of this state: And should the Indians be so far lost to a sense of their own good and happiness, as to commence hostilities, we have the greatest confidence that you will do those things agreeably to the laws of the Union necessary for the general welfare.

JOHN RHEA, Ch.

Which being read was concurred with.

Received from the house of representatives the following message :

Mr. Speaker and Gentlemen,

This house upon reading for the third and last time, the 'bill making compensation to the members, clerks, and door keepers of the general assembly, &c.' have struck out of the second section of the bill, and inserted the following, 'Sec. 2. And be it enacted, that the first clerks of the general assembly shall be allowed the sum of two dollars and fifty cents per day for their services. That one dollar and seventy-five cents be allowed, per day, to each assistant clerk; and that the farther allowances be made for contingent expences, namely, to Thomas H. Williams twenty-

two dollars—to John Sevier, jun. twelve dollars and fifty cents—to George Roulstone, twenty-two dollars—to Nathaniel Buckingham twelve dollars and fifty cents.

This house have also added the following as an additional section : ‘ Be it enacted, that Hopkins Lacey, be allowed forty dollars for his services as states attorney, for the first superior court held in the state of Tennessee, on the second Tuesday in April, 1796, he being appointed by the court for that purpose, *pro tempore*.’

If you agree to these amendments, you will send two of your members to see them made.

Which being read, was concurred with, and the following message returned :

Mr. Speaker and Gentlemen,

The senate concur with your amendments to the bill making compensation to the members, clerks, and door-keepers of the general assembly, and name Messrs. Lewis and Rutledge to see them made.

On motion,

Resolved, that George Roulstone, public printer, shall, within two months after the receipt of the copies of the acts and journals at his office, print five hundred copies of the acts, and one hundred copies of the journals of this general assembly, to be distributed as follows : One copy of the acts and journals to his Excellency the Governor ; one copy to the secretary of State ; one copy to each of the members of this state in Congress ; one copy to each of the members of the general assembly ; one copy to each of the clerks of both houses, one copy to each of the judges of the superior courts ; one copy to the attorney general of each district ; one copy to each of the clerks of the superior courts of law, and court of equity, and county courts ; one copy to the major general ; one copy to the brigadier general of each district.

Also, one copy of the acts to the following persons, to wit : One copy to each justice of the peace in this state ; one copy to each field officer of the militia ; and one copy to each commanding officer of each company.—And the overplus, if any, the said printer is directed to lodge in the office of the secretary of state, for the use of the state.

And the printer is hereby directed to transmit the acts and journals for each county for the civil department, to the clerk of each county, who is directed to receipt for the same, and deliver them agreeably to this resolve ; and those for the militia, to the commanding officer of each county, who is also directed to receipt for the same, and deliver them agreeably to this resolve.

Received from the house of representatives, the resolution of this house respecting the printer’s duty in printing the laws, &c. endorsed, concurred with.

Received from the house of representatives, the statement of the treasurer’s accounts, with the report of the committee thereon ; endorsed, concurred with.

Which is as follows :

Mr. Outlaw from the committee of finance, reported the following statement of the public funds :

	<i>Dols.</i>	<i>Cts.</i>
The amount of monies received by the treasurer of Washington and Hamilton districts,	6380	63
By the amount of monies paid out by the above named treasurer,	5838	3
Balance in the treasury, on which the treasurer's commission of five per cent is paid,	542	60
The amount of monies received by the treasurer of Mero district,	4900	37 5-16
By the amount of monies paid out by the above named treasurer,	2166	3 3-4
By the amount of said treasurer's commission, at five per cent on the said monies paid out,	108	30
For stationary allowed said treasurer,	23	
	<i>Dols.</i>	2297 33 3-4
Balance in the treasury of Mero district,	<i>Dols.</i>	2603 3 9-16

The above accounts settled by Howell Tatom, treasurer of Mero district up to March 18, 1796, as per vouchers, filed in the secretary's office of this state.

Also, by Landon Carter, treasurer of Washington and Hamilton districts, up to April 13, 1796.

ALEX. OUTLAW, Ch.

Which being read, was concurred with.

Ordered, that the following message be sent to the house of representatives :

Mr. Speaker and Gentlemen,

The senate propose to add the name of Benjamin M'Nutt to the nomination of magistrates in the county of Greene. They concur in leaving out of the appointment the names of Mahan, Puckett, Lusk, and Dunwoody.

Received from the house of representatives the following message :

Mr. Speaker and Gentlemen,

This house cannot concur with you in appointing Benjamin M'Nutt a justice of the peace.

Mr. Lewis from the committee appointed to examine engrossed bills, reported that they had examined the following bills, and found them to be duly engrossed. to wit :

An act directing the mode of preferring memorials to the general assembly, for the division of counties, and fixing court houses,

An act providing for the appointment of electors, to elect a President and Vice President of the United States,

An act to prevent the obstruction of the navigation of Red river,

An act to establish the town of Maryville, and for other purposes therein mentioned,

An act for regulating the town of Jonesborough, &c.

An act ascertaining the number of attornies general, &c.

An act to provide for the payment of the governor's salary, &c.

An act to repeal part of the sixth section of an act, entitled "An act ascertaining what property in this state shall be deemed taxable property, passed September 30, 1794.

An act making compensation to the members, clerks, and door-keepers, of the general assembly, and for defraying other necessary contingencies.

An act making provision for mistakes in surveys of lands, and

An act to amend an act entitled an act, establishing a town on Cumberland river, at a place called the Bluff, &c.

Received from the house of representatives the following messages :

Mr. Speaker and Gentlemen,

We herewith send you a report of the special committee, appointed to report on the communication of the governor, respecting the practicability of opening a waggon road, by way of the warm springs, through the mountains. It is the sense of this house, that the governor of this state be instructed to inform the governor of South Carolina, that this government will proceed to make the necessary arrangements for the completion of this object, as soon as the public funds will admit.

Mr. Speaker and Gentlemen,

The house agree to strike out the names of those justices of the peace, concerning whom a dissension has arisen, to wit: M'Mahan, Puckett, Lusk and Dunwoody.

Which being read, were concurred with.

Ordered, that the following message be sent to the house of representatives :

Mr. Speaker and Gentlemen,

The business of the session being ended, the senate propose adjourning *sine die*.

Received from the house of representatives the following message :

Mr. Speaker and Gentlemen,

We concur with your message proposing an adjournment.

The house then adjourned *sine die*.

JAMES WINCHESTER, S. S.

By order of the House,
GEORGE ROULSTONE, C. S.

ESTIMATE of the pay of the members, clerks, and door keepers of the general assembly, begun and held at Knoxville, on the 28th day of March, 1796.

NAMES.	No. of days.	Pay per day.	No. of miles.	Pay per 25 mls.	Amount.
Alexander Kelly,	25	\$1 75	25	\$1 75	\$45 50
James Houston,	25	1 75	45	1 75	46 96
Joseph Black,	27	1 75	30	1 75	49 39
Joel Lewis,	27	1 75	400	1 75	75 25
Robert Weakley,	27	1 75	400	1 75	75 25
Seth Lewis,	27	1 75	400	1 75	75 25
Samuel Frazier,	27	1 75	160	1 75	58 45
Joseph Conway,	27	1 75	116	1 75	55 37
John Gass,	27	1 75	150	1 75	57 75
Joseph M'Min,	16	1 75	160	1 75	39 20
Thomas Henderson,	27	1 75	100	1 75	54 25
John Cocke,	27	1 75	70	1 75	52 15
George Doherty,	27	1 75	60	1 75	51 45
Alexander Outlaw,	27	1 75	100	1 75	54 25
Adam Peck,	27	1 75	56	1 75	51 17
James White,	27	1 75		1 75	47 25
John Menefee,	27	1 75		1 75	47 25
John Crawford,	27	1 75		1 75	47 25
George Rutledge,	27	1 75	240	1 75	64 5
John Rhea,	27	1 75	240	1 75	64 5
David Looney,	27	1 75	240	1 75	64 5
James Winchester,	27	1 75	330	1 75	70 35
Stephen Cantrel,	27	1 75	370	1 75	73 15
William Montgomery,	27	1 75	360	1 75	72 45
John Clack,	27	1 75	60	1 75	51 45
Spencer Clack,	27	1 75	60	1 75	51 45
Samuel Newel,	27	1 75	24	1 75	48 93
James Ford,	27	1 75	440	1 75	78 5
Thomas Johnson,	27	1 75	400	1 75	75 25
William Fort,	27	1 75	440	1 75	78 5
John Tipton,	27	1 75	218	1 75	62 51
James Stuart,	27	1 75	200	1 75	61 25
John Blair,	27	1 75	186	1 75	60 27
Francis A. Ramsey, clerk to the senate,	7	2 50			17 50
George Roulstone, do,	20	2 50			50

Nathaniel Buckingham, assistant clerk to do,	27	1 75		47 25
Allowance to George Roul- stone for contingencies,				22
Allowance to Nathaniel Buckingham for contin- gencies,				12 50
Thomas H. Williams, clerk house of represen- tatives,	27	2 50		67 50
Contingencies,				22
John Sevier, jun. assistant clerk,	27	1 75		47 25
Contingencies,				12 50
Thomas Bounds, door- keeper to the senate,	27	1 75		47 25
J. Rhea, door-keeper to the house of represen- tatives,	27	1 75		47 25